

**TEMPORARY USE AGREEMENT
FROM THE URBAN RENEWAL AGENCY of the CITY OF AUSTIN
TO
DiverseArts**

This Second Extension to Temporary Use Agreement (Agreement) dated 11-1, 2011, between the **URBAN RENEWAL AGENCY OF THE CITY OF AUSTIN**, a Texas urban renewal agency (the "Agency"). And DiverseArts Culture Works with offices located at 1601 East 5th Street, Ste 106 • Austin, TX 78702 ("Lessee"). The Agency and the Lessee sometimes individually referred to as "Party" and/or collectively referred to as "Parties."

The Parties have not completed a Long-Term Lease Agreement.

The First Extension to the Agreement is set to expire October 31, 2011.

The Parties therefore, hereby extend the term of the Agreement for an additional one month. The Agreement shall expire November 30, 2011.

1. Addition of Section 5.I. The Agreement is hereby modified by adding the following Section 5.I:

"Section 5.I. Program Income: - Lessee must obtain from the Agency a prior determination as to whether or not income arising directly or indirectly from the use of the Premises is program income. Agency has final authority to make a determination as to whether such income is program income or not. Lessee is responsible to Agency for the payment of any and all amounts determined by Agency to be program income, unless otherwise approved in writing by Agency.

For purposes of this Agreement, program income includes, but is not limited to, earnings the Lessee realizes from activities undertaken in this Agreement such earnings include, but are not limited to, gross income from the use or rental of real or personal property less costs incidental to generation of the income and any other amounts defined at 24 CFR §570.500(a).

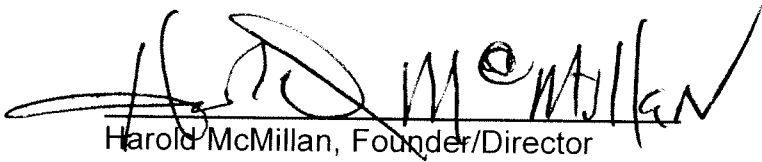
Lessee shall be allowed to keep all program income generated under this Agreement, unless Lessee fails to abide by any of the provisions below:

Records of the receipt and disposition of program income must be maintained by Lessee and reported to City in the format prescribed by City.

*Shall spend such program income only on Premises
Uses pursuant to this Agreement and 24 CFR
§570.504"*

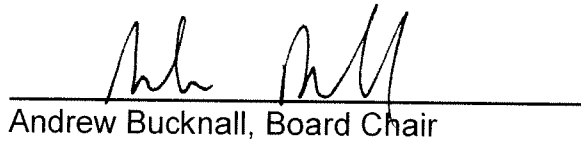
The parties are signing this amendment on the date stated in the introductory clause.

Lessee: DiverseArts Cultural Works


Harold McMillan, Founder/Director

11/14/11
Date

Agency: Urban Renewal Agency of the City of Austin


Andrew Bucknall, Board Chair

11/14/2011
Date